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NOTICE
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APPEAL

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OFFICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (optional) 367592000100
In re Application of Brian H. JOHNSTON, et al		
Application Number 09/137,059		Filed August 20, 1998
For NUCLEIC ACID AGENTS FOR DETECTING TARGET MOLECULES AND METHODS FOR THEIR USE (AS AMENDED)		
Group Art Unit 1635	Examiner M. Schmidt	

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 320.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half and the resulting fee is: \$ 160.00

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 03-1952. I have enclosed a duplicate copy of this sheet.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

I am the

☐ applicant /inventor
☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record.

☐ attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) _____

Jill A. Jacobson
Signature

Jill Jacobson (Reg. No. 40,030)
Typed or printed name

April 22, 2003
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below".

☒ Total of 1 forms are submitted.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV240769874US, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date shown below.
Dated: 4-22-03 Signature: [Signature] (Anthony Soljanich)

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